

REMARKS

Summary of the Office Action

Claims 1-10 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claims 1-3, 7 and 8, so far as definite, are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. RE611 to Fernald ("Fernald") and U.S. Patent No. 2,486,468 to Freedman ("Freedman").

Claims 4-6, 9 and 10, so far as definite, are rejected under 35 U.S.C. § 103(a) as being unpatentable over Fernald and Freedman, and further in view of U.S. Patent No. 693,685 to Case ("Case").

Response to the Office Action

Applicants have canceled claims 1-10 without prejudice or disclaimer, rendering the rejections of claims 1-10 moot. Applicants have added new claims 11-30. Support for new claims 11-30 is provided throughout Applicants' specification.

New claim 11 recites a chair comprising "a supporting body rotatably connected to the leg" and "a seat rotatably connected to the supporting body." Applicants respectfully submit that Fernald, Freedman and Case do not disclose Applicants' claimed supporting body that provides for the unique motion of Applicants' invention.

New claim 23 recites a chair comprising “the back support rotates about an axis perpendicular to the back supporting surface; and the back support swings from a first position to a second position.” Applicants respectfully submit that Fernald, Freedman and Case do not disclose a chair that provides for a back support to make two motions at the same time.

New claim 26 recites a chair comprising “a leg; a supporting body rotatably connected to the leg; and a seat rotatably connected to the supporting body, wherein a first rotation axis of the seat and a second rotation axis of the supporting body is different.” Applicants respectfully submit that Fernald, Freedman and Case do not disclose Applicants’ claimed chair that provides for the unique motion of Applicants’ invention.

Claims 12-22 depend from claim 11, claims 24-25 depend from claim 23, and claims 27-30 depend from claim 26. The dependent claims recite the same combination of allowable features recited in the respective independent claims, as well as additional features that define over the prior art.

CONCLUSION

In view of the foregoing, Applicants submit that the pending claims are in condition for allowance, and respectfully request reconsideration and timely allowance of the pending claims. Should the Examiner feel that there are any issues outstanding after consideration of this response, the Examiner is invited to contact Applicants' undersigned representative to expedite prosecution. A favorable action is awaited.

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

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